

AMENDED

No. 61320

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office. JUN 19 1995

Returned to applicant for correction. JUN 29 1995

Corrected application filed. AUG 24 1995

Map filed. AUG 24 1995

The applicant. Hemlo Gold Mines (USA), Inc., agent, M. L. Hefner

65 N. Edison Way, Suite 4, of Reno, Nevada, 89502

hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

incorporated in Delaware on May 12, 1992

1. The source of the proposed appropriation is. Underground

2. The amount of water applied for is. 3 second-feet

(a) If stored in reservoir give number of acre-feet.

3. The water to be used for. Minerals Exploration and Mining

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.

(b) Stockwater, state number and kinds of animals to be watered.

(c) Other use (describe fully under No. 12. "Remarks") Mineral Exploration and Mining

(d) Power:

(1) Horsepower developed.

(2) Point of return of water to stream.

5. The water is to be diverted from its source at the following point within the SW 1/4 of the NW 1/4

of section 16, T.35N., R.44E., M.D.B. & M.; or at a point from which the SE corner of section 31, T.36N., R.44E., M.D.B. & M. bears N 15° 33' W a distance of 13210.0 feet

6. Place of use. (SEE ATTACHED SHEET)

7. Use will begin about January 1 and end about December 31, of each year.

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) 12 inch diameter water well with pump.

flumes, drilled well with pump and motor, etc.

9. Estimated cost of works.....\$100,000.....
10. Estimated time required to construct works.....5 years.....
If well completed, describe works.
.....
11. Estimated time required to complete the application of water to beneficial use.....10 years.....
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:
Less than five (5) acre feet per year during the minerals exploration stage. Use for mining is uncertain at this time; use will be dependent on a number of factors, such as deposit size, mill size, through put, etc. Mining use can amended at a later date.

By S/ ~~John H. Milton III~~ Desert Mountain Surveying As Agent
146 W. Second St.
Winnemucca, Nevada 89445

Compared ds/bk.....

Protested Aug. 11, 1995 by Pershing County Water Conservation District

DENIAL OF STATE ENGINEER

~~This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions:~~

This application is hereby denied on the grounds that its approval would threaten to prove detrimental to the public interest. No ruling is made on the merits of the protest.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be filed on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 20th day of February

A.D. 
State Engineer

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6. Place of use:

All of sections 13, 14, 15, 22, 23, 24, 25, 26, 27, 34, 35,
& 36 in T.36N., R.43E., M.D.B. & M.;

All of sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23, 24,
25, 26, & 27 in T.35N., R.43E., M.D.B. & M.;

All of sections 3, 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19,
20, 21, 22, 27, 28, 29, & 30 in T.35N., R.44E., M.D.B. & M.;

All of sections 17, 18, 19, 20, 21, 22, 27, 28, 29, 30, 31,
32, 33, & 34 in T.36N., R.44E., M.D.B. & M.; &

Portions of sections 15 & 16 in T.36N., R.44E., M.D.B. & M.